IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 865 OF 2005

Mr. Prasad P. Patkar ... Petitioner

V/s.

The Chairman, Maharashtra Housing and Area Development Board and others. ... Respondents

Mr. M.P. Vashi i/b. M.M. Vashi for the petitioner.
Mr. Pradeep Jadhav, AGP for respondent No. 1.
Mrs. A.K. Savla for respondent No. 2.
Mr. Santosh Shetye i/b. Mr. D.S. Sakhalkar for respondent No. 3.

CORAM : F.I. REBELLO &
ANOOP V. MOHTA,JJ.
DATED : 4th December, 2006

P.C.

. Rule. Heard forthwith.

2. Pursuant to the order passed and directions issued by this Court, affidavit has been filed by Mr. Shyamrao R. Pawar. The learned counsel for the respondent No.1 points out that in the said affidavit, it is pointed out that the eviction proceedings have been taken out against respondent Nos. 3 to 5, 7 to 14 and 19 and they are pending before the competent authority. No unauthorised construction found in respect of respondent Nos. 6 and 18. It is further pointed out that in respect of respondent Nos. 15 to 17, the petitioner had not given correct Gala numbers.

Considering the above, the petition can be disposed of by issuing following directions.

i. The respondent authorities to proceed with the eviction proceedings against respondent Nos. 3 to 5, 7 to 14 and 19.

ii. Insofar as respondent Nos. 15 to 17, the petitioner if advised to furnish correct gala numbers within fifteen days from today and if the same are found unauthorised, then respondent No. 1 to take appropriate steps in law in terms of order passed by this Court in this petition.

3. Rule made absolute accordingly. No order as to costs.

[F.I. REBELLO, J.]

[ANOOP V. MOHTA, J.]